

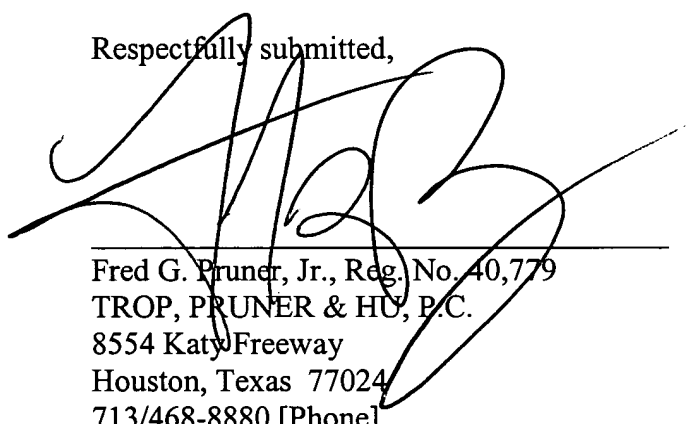
REMARKS

This Amendment is to be entered before examination of the application and calculation of the filing fee. As amended, independent claims 39, 45 and 51 each are generally directed to actions that are taken by a driver program in response to frame rate and resolution requests from an application program. In the Decision on Appeal, the Board states that the video server 104 contains programming that may generally receive a request, as set forth in the previous claims. However, for at least the reason that the specific structure of the video control server 104 for purposes of handling and/or processing such a request is not disclosed in Thro, claims 39-56 are believed to be distinguishable from Thro. Therefore, allowance of claims 39-56 is requested.

The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 20-1504 (ITL.0045US).

Respectfully submitted,

Date: November 19, 2004



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